

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 24-20150-CR-BLOOM/ELFENBEIN

18 U.S.C. § 2251(a) and (e)  
18 U.S.C. § 2252(a)(2) and (b)(1)  
18 U.S.C. § 2260A  
18 U.S.C. § 2253

FILED BY mdc D.C.

UNITED STATES OF AMERICA

v.

ADAM GINO JAMES COTTE,

Defendant.

*Apr 11, 2024*

ANGELA E. NOBLE  
CLERK U.S. DIST. CT.  
S. D. OF FLA. - Miami, FL

INDICTMENT

The Grand Jury charges that:

COUNT 1

Attempted Production of Visual Depictions Involving Sexual Exploitation of Minors  
(18 U.S.C. § 2251(a) and (e))

On or about August 8, 2022, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

ADAM GINO JAMES COTTE,

did attempt to employ, use, persuade, induce, entice, and coerce a minor to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct, and the defendant knew and had reason to know that such visual depiction would be mailed, transported, and transmitted in interstate and foreign commerce, and such visual depiction having been produced using materials that had been mailed, shipped, and transported in interstate and foreign commerce, by any means, including by computer, and such visual depiction having actually been

transported and transmitted using any means and facility of interstate and foreign commerce, in violation of Title 18, United States Code, Sections 2251(a) and (e), and 2.

**COUNT 2**

**Receipt of Visual Depictions Involving Sexual Exploitation of Minors  
(18 U.S.C. § 2252(a)(2) and (b)(1))**

On or about August 8, 2022, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

**ADAM GINO JAMES COTTE,**

did knowingly receive any visual depiction, using any means and facility of interstate and foreign commerce, and that had been shipped and transported in and affecting interstate and foreign commerce, and which was produced using materials which had been so shipped and transported, by any means, including by computer, and the production of such visual depiction having involved the use of a minor engaged in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), and such visual depiction was of such conduct, in violation of Title 18, United States Code, Section 2252(a)(2) and (b)(1).

**COUNT 3**

**Commission of Sex Offense by Registered Sex Offender  
(18 U.S.C. § 2260A)**

On or about August 8, 2022, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

**ADAM GINO JAMES COTTE,**

an individual required by Federal or other law to register as a sex offender, committed a felony offense involving a minor under Title 18, United States Code, Sections 2251(a) and (e), in violation of Title 18, United States Code, Section 2260A.

**CRIMINAL FORFEITURE ALLEGATIONS**

1. The allegations of this Indictment are hereby re-alleged and by this reference fully incorporated herein for the purpose of alleging forfeiture to the United States of America of certain property in which the defendant, **ADAM GINO JAMES COTTE**, has an interest.

2. Upon conviction of a violation of Title 18, United States Code, Sections 2251 and/or 2252, as alleged in this Indictment, the defendant shall forfeit to the United States, pursuant to Title 18, United States Code, Section 2253(a):

- a. Any visual depiction described in Title 18, United States Code, Sections 2251, 2251A, or 2252, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of Title 18, United States Code, Chapter 110;
- b. Any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such offense; and
- c. Any property, real or personal, used or intended to be used to commit or to promote the commission of such offense or any property traceable to such property.

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All pursuant to Title 18, United States Code, Section 2253(a) and the procedures set forth in Title 21, United States Code, Section 853, as incorporated by Title 18, United States Code, Section 2253(b).

A TRUE BILL

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FOREPERSON

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M.X.M.D.J. for:

MARKENZY LAPOINTE  
UNITED STATES ATTORNEY

NARDIA HAYE  
NARDIA HAYE  
ASSISTANT UNITED STATES ATTORNEY

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA**

**UNITED STATES OF AMERICA**

v.

ADAM GINO JAMES COTTE,

**CASE NO.:** \_\_\_\_\_

## **CERTIFICATE OF TRIAL ATTORNEY**

**Defendant.**

**Court Division (select one)**

Miami       Key West       FTP  
 FTL       WPB

### **Superseding Case Information:**

**New Defendant(s) (Yes or No)**

### Number of New Defendants

### Total number of new counts

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. §3161.
3. Interpreter: (Yes or No) No  
List language and/or dialect: \_\_\_\_\_
4. This case will take 5 days for the parties to try.
5. Please check appropriate category and type of offense listed below:

(Check only one) \_\_\_\_\_ (Check only one) \_\_\_\_\_

I     0 to 5 days  
 II     6 to 10 days  
 III     11 to 20 days  
 IV     21 to 60 days  
 V     61 days and over

(Check only one)

- Petty
- Minor
- Misdemeanor
- Felony

6. Has this case been previously filed in this District Court? (Yes or No) No  
If yes, Judge \_\_\_\_\_ Case No. \_\_\_\_\_

7. Has a complaint been filed in this matter? (Yes or No) No  
If yes, Magistrate Case No. \_\_\_\_\_

8. Does this case relate to a previously filed matter in this District Court? (Yes or No) No  
If yes, Judge \_\_\_\_\_ Case No. \_\_\_\_\_

9. Defendant(s) in federal custody as of \_\_\_\_\_

10. Defendant(s) in state custody as of April 18, 2023

11. Rule 20 from the \_\_\_\_\_ District of \_\_\_\_\_

12. Is this a potential death penalty case? (Yes or No) No

13. Does this case originate from a matter pending in the Northern Region of the U.S. Attorney's Office prior to August 8, 2014 (Mag. Judge Shaniek Maynard)? (Yes or No) No

14. Does this case originate from a matter pending in the Central Region of the U.S. Attorney's Office prior to October 3, 2019 (Mag. Judge Jared Strauss)? (Yes or No) No

15. Did this matter involve the participation of or consultation with Magistrate Judge Eduardo I. Sanchez during his tenure at the U.S. Attorney's Office, which concluded on January 22, 2023? No

16. Did this matter involve the participation of or consultation with now Magistrate Judge Marta Fulgueira Elfenbein during her tenure at the U.S. Attorney's Office, which concluded on March 5, 2024? No

By:

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Nardia Haye

## **Assistant United States Attorney**

Court ID No. A5502738

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: ADAM GINO JAMES COTTE

Case No: \_\_\_\_\_

Count # 1:

Attempted Production of Visual Depictions Involving Sexual Exploitation of Minors

Title 18, United States Code, Section 2251(a) and (e)

\* **Max. Term of Imprisonment: Life Imprisonment**

\* **Mandatory Min. Term of Imprisonment (if applicable): 35 Years' Imprisonment**

\* **Max. Supervised Release: 5 Years to Life**

\* **Max. Fine: \$250,000**

Count # 2:

Receipt of Visual Depictions Involving Sexual Exploitation of Minors

Title 18, United States Code, Section 2252(a)(2) and (b)(1)

\* **Max. Term of Imprisonment: 40 Years' Imprisonment**

\* **Mandatory Min. Term of Imprisonment (if applicable): 15 Years' Imprisonment**

\* **Max. Supervised Release: 5 Years to Life**

\* **Max. Fine: \$250,000**

Count # 3:

Commission of Sex Offense by Registered Sex Offender

Title 18, United States Code, Section 2260A

\* **Max. Term of Imprisonment: 10 Years' Imprisonment**

\* **Mandatory Min. Term of Imprisonment (if applicable): 10 Years' Imprisonment**

**Consecutive to Any Sentence Imposed for Count 1**

\* **Max. Supervised Release: 5 Years**

\* **Max. Fine: \$250,000**

\*Refers only to possible term of incarceration, supervised release and fines. It does not include restitution, special assessments, parole terms, or forfeitures that may be applicable.